

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

UNIVERSITAS EDUCATION, LLC

Petitioner,

-against-

NOVA GROUP, INC., as trustee and
fiduciary of THE CHARTER OAK TRUST
WELFARE BENEFIT PLAN,

Respondent.

Case Nos.: 11-Civ1590 (LTS)(HBP)
and
11-Civ 8726 (LST)(HBP)

**MOTION FOR A PROTECTIVE
ORDER AND SANCTIONS
SUBMITTED BY
MINNEAPOLIS TRAILER
SALES, INC., KEITH
KORNOVICH AND MARK
KORNOVICH**

Interested parties Minneapolis Trailer Sales, Inc. (“MTS”), Keith Kornovich and Mark Kornovich (collectively, the “MTS Parties”) hereby move the Court for a Protective Order and for Sanctions. Specifically, the MTS Parties request that the Court enter an Order:

- (1) Dissolving the Restraining Notice served by Universitas Education, LLC (“Universitas”) on Lincoln Financial Group to the extent it purports to prevent Lincoln Financial Group from transferring policy numbers 546103549 and 546103551 (the “Policies”) to Keith and Mark Kornovich;
- (2) Requiring the Policies to be immediately transferred to Keith and Mark Kornovich;
- (3) Prohibiting Universitas from taking any further action to interfere with the transfer of the Policies to Keith and Mark Kornovich or to seek to attach or collect on the Policies; and

- (4) Requiring Universitas to reimburse Keith and Mark Kornovich for the costs and attorneys' fees they have incurred and will incur in bringing their Motion for a Protective Order and for Sanctions.

The MTS Parties rely upon the accompanying memorandum of law and declaration of Kristin B. Rowell, submitted herewith, and the declarations of Keith Kornovich and Mark Kornovich previously submitted.

Dated: November 20, 2014

Respectfully Submitted,

**ANTHONY OSTLUND BAER &
LOUWAGIE P.A.**

s/ Kristin B. Rowell

By: Kristin B. Rowell (*admitted pro hac vice,
granted May 30, 2014*)

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